

80163

Amended

Application No. _____

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

THIS SPACE FOR OFFICE USE ONLY

Date of Filing in State Engineer's Office SEP 21 2010Returned to applicant for correction SEP 24 2010Corrected Application filed OCT 12 2010 Map filed OCT 12 2010The applicant Black Butte Mine, LLC20700-44th Avenue West, Suite 290

Street Address or P.O. Box

of Lynnwood

City or Town

Washington 98036

State and ZIP Code

hereby make(s) application for permission to appropriate the

public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Black Butte Mine, LLC Entity No. E0102982010-5 incorporated on 03/08/2010 in Delaware

1. The source of water is Underground

Name of the stream, lake, underground, spring or other sources.

2. The amount of water applied for is 0.50 cfs

One second foot equals 448.83 gallons per minute.

(a) If stored in a reservoir give the number of acre-feet _____

3. The water is to be used for Mining, Milling and Domestic

Irrigation, power, mining, commercial, domestic or other use. Must be limited to one major use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kind of animals _____

(c) Other use (describe fully in No. 12) _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

Within the NW 1/4 of the SE 1/4 of section 20, Township 2 South, Range 43 East MDM or at a point from which the NE corner of said section 20 bears N 40° 32' 00" East, a distance of 3900 feet. Refer to supporting map filed with this application.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

Within section 20, Township 2 South, Range 43 East of the MDM in Esmeralda County

7. Use will begin about January 1st and end about December 31st of each year.

Month and Day

Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Drilled Well with pump, motor and totalizing meter with distribution system

9. Estimated cost of works: \$25000.00 ±

10. Estimated time required to construct works: Two Years

(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: Five Years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Black Butte Mine, LLC (SS Mine holdings) is requesting to perform mining and exploration activities on 69 ± acres northwest of Goldfield within Section 20, Township 2 South, Range 43 East of the MDM in Esmeralda County.

13. Miscellaneous remarks:

sue@summitnv.com

E-mail Address

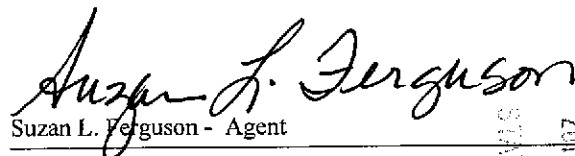
775-747-8550

Phone No.

356

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT


Suzan L. Ferguson - Agent

Type or print name clearly

Signature, applicant or agent

Summit Engineering Corporation

Company Name

5405 Mae Anne Avenue

Street Address or PO Box

Reno, Nevada 89523

City, State, ZIP Code